

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA
NOV 3 1988**

Date of filing in State Engineer's Office.....

Returned to applicant for correction..... **DEC 12 1988**

Corrected application filed.....

Map filed..... **MAY 13 1988** POD under 51870

The applicant WHISKEY PETE'S CASINO

P. O. Box 128, of Jean,
Street and No. or P.O. Box No. City or Town

Nevada 89109, hereby make s application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated in the State of Nevada on
July 27, 1977

1. The source of the proposed appropriation is underground.
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.0 cfs second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for quasi-municipal and domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point within the NW¼ NW¼ Sec 23, T17N,
Describe as being within a 40-acre subdivision of public

R14E, San Bernardino Baseline and Meridian (State of California) at a point
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

from which the Northeast corner of Section 14, T17N, R14E, SBB&M bears North
41°21'46" East a distance of 7476.66 feet.

6. Place of use within portions of E½ W½ Sec 8, E½ Sec 8, and N½ Sec 9, all within
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

T27S, R59E, MDB&M; within portions of NW¼ NW¼ Sec 17, NE¼ NW¼ Sec 17, SE¼ SW¼

Sec 8, and Tract 37, Sec 8, all within T17N, R15E, SBB&M (State of California).

7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled and cased well, submersible pump,
State manner in which water is to be diverted, i.e. diversion structure, ditches and
reverse osmosis plant for a portion of water, dual stroage system and distribution
flumes, drilled well with pump and motor, etc. system.

9. Estimated cost of works \$100,000

10. Estimated time required to construct works..... Five years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... Ten years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water sought by this application will be commingled with other permitted water
rights held by Applicant. Utilize map on file under Application 51870, &
51872

s/ Ross E. de Lipkau

By Ross E. de Lipkau
P. O. Box 2790
Reno, Nv 89505

Compared pm/ kh ab/se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 205 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before March 29, 1994

Proof of completion of work shall be filed on or before April 29, 1994

Application of water to beneficial use shall be made on or before March 29, 1995

Proof of the application of water to beneficial use shall be filed on or before April 29, 1995

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed AUG 19 1994 IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed _____ State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27th day of April

Cultural map filed _____ A.D. 19 93

Certificate No. _____ Issued _____ [Signature]
State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The total consumptive use of Permits 50701, 50808, 51870, 51871, 51872, 51873, 52087, 52088, 52685, 52686 and 52687 shall not exceed 751 acre-feet annually. In determining the permitted annual withdrawal of water allowed under these permits, credit for recharge back into the groundwater basin will be given based on data supplied to the State Engineer by the permittee.

The permittee shall submit to the State Engineer, within 120 days of the issuance of this permit, a monitoring plan which provides sufficient information to determine the amount of water being recharged to the groundwater basin by the permittee. Once the monitoring plan is approved by the State Engineer, the permittee must submit an annual report by January 15 of each year of the data generated by the monitoring program and an analysis of the amount of water the permittee has recharged to the groundwater basin. Upon review of the report by the State Engineer, the amount of water credited from the recharge program will be determined along with the maximum allowable withdrawal of water under these permits. The maximum amount to be credited will not exceed 90% of the amount recharged. Based on information currently available to the State Engineer, the maximum total withdrawal would be limited to 1734 acre-feet annually.

The permittee must make every effort to maximize the use of the wells located in California to optimize capture of recharge.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

